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Attorneys for Defendants CITY OF PINOLE, TIM CAUWELS
(erroneously sued and served herein as TIM COUWELS),
CHRIS FODOR, ZACH BLUME, PAUL M. CLANCY,
CITY OF RICHMOND and CHRIS MAGNUS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IFETAYO R. AZIBO-BOYNTON, an
individual; et al.

Plaintiffs,
vs.

CITY OF PINOLE, a city governmental
entity; CITY OF RICHMOND, et al.

Defendants.

CASE NO.: C10-04151 RS

**STIPULATION OF DISMISSAL AND
~~PROPOSED~~ ORDER THEREON**

IT IS HEREBY STIPULATED by and between the parties to this action, through their
designated counsel, the following:

1. That plaintiffs, and each of them, shall dismiss the CITY OF RICHMOND and CHIEF
CHRIS MAGNUS from this action, with prejudice.


2. In consideration of plaintiffs' dismissal of the CITY OF RICHMOND and CHIEF
CHRIS MAGNUS, the CITY OF RICHMOND and CHIEF CHRIS MAGNUS will produce
police officers for deposition and trial without plaintiffs having to subpoena their presence.

3. All Defendants in this action will forego payment of sanctions by plaintiffs, as ordered
by this court, in the amount of \$875.00

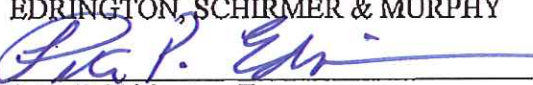
4. The CITY OF RICHMOND and CHIEF CHRIS MAGNUS shall withdraw their
Motion for Summary Judgment currently pending in this court.

1 5. The CITY OF RICHMOND and CHIEF CHRIS MAGNUS shall bear their own costs
2 and fees incurred in connection with this litigation.

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4 DATED: February 24, 2012


Linnea N. Willis, Esq.
Attorney for Plaintiffs IFETAYO R.
AZIBO-BOYNTON, an individual; and the
estate of LEVI B. BOYNTON, JR., by and
through personal representative, IFETAYO
R. AZIBO-BOYNTON

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8 DATED: February 27, 2012

EDRINGTON, SCHIRMER & MURPHY

Peter P. Edrington, Esq.
Attorneys for Defendants CITY OF
PINOLE, TIM CAUWELS
CHRIS FODOR, ZACH BLUME, PAUL M.
CLANCY, CITY OF RICHMOND and
CHRIS MAGNUS

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28 **ATTESTATION PURSUANT TO GENERAL ORDER 45.X.B.**

1 I, Peter P. Edrington, attest that concurrence in the electronic filing of this document has
2 been obtained from each of the signatories. I declare under penalty of perjury under the laws of
3 the United States of America that the foregoing is true and correct. Executed this ____ day of
4 February 2012, at Pleasant Hill, California

5 /s/ _____
6 Peter P. Edrington, Esq.

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9 **ORDER**

10 IT IS SO ORDERED.

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12 DATED: 2/28, 2012

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United States District Judge
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